

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1288-01
Bill No.: HB 336
Subject: Alcohol; Children and Minors; Public Safety Department.
Type: Original
Date: March 4, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety** - Divisions of **Liquor Control, Water Patrol, Capitol Police** and the **Highway Patrol** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Office of Prosecution Services** assumes that costs arising from this proposal could be absorbed within existing resources.

Officials from the **Office of the State Courts Administrator (CTS)** state the proposed legislation would provide that anyone under the age of 21 who is under the influence of any intoxicating liquor is guilty of a misdemeanor.

CTS assumes that depending on the degree of enforcement, there is the potential for a large increase in the number of cases filed, especially since the level of intoxication for minors is .02.

ASSUMPTION (continued)

RAS:LR:OD (12/02)

CTS would also anticipate an increase in the number of jury trials, and appeals, as defendants challenge the definition of "under the influence."

CTS states that any significant increase in the number of cases filed and the corresponding increase in the workload of the courts will be addressed in future budget requests.

Officials from the **Office of the State Public Defender (SPD)** assumes that 125 or more indigent persons, less than 21 years of age, would be charged with being under the influence of any intoxicating liquor.

SPD assumes the need of one-fourth of an FTE Assistant Public Defender II (at \$47,100 annually). SPD anticipates costs of roughly \$20,000 per year for the additional quarter FTE to administer this proposal.

Oversight assumes the SPD could absorb the additional resulting from this proposal with existing resources. However, if Oversight is incorrect in this assumption, the SPD could request additional resources through the normal budget process.

Officials from the **St. Louis Police Department** did not respond to our request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

RAS:LR:OD (12/02)

DESCRIPTION

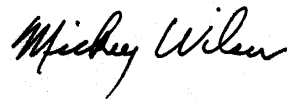
This proposal makes any person under 21 years of age who is under the influence of intoxicating liquor guilty of a misdemeanor.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety
Missouri State Water Patrol
Liquor Control
Capitol Police
Missouri State Highway Patrol
Office of the State Courts Administrator
Office of the State Public Defender
Office of Prosecution Services

NOT RESPONDING: St. Louis Police Department



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